

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TINA CARR and YVETTE COLON,

Plaintiffs,

- against -

ELISABETH DEVOS, in her official capacity as
Secretary of the U.S. Department of Education,

Defendant.

19 Civ. 6597 (PKC)

**[PROPOSED]
STIPULATION AND ORDER
OF VOLUNTARY DISMISSAL**

WHEREAS, on July 16, 2019, plaintiffs Tina Carr and Yvette Colon (collectively, “Plaintiffs”) brought this action pursuant to the Administrative Procedure Act, 5 U.S.C. § 701 *et seq.*, concerning certain student loans (the “Loans”) borrowed by Plaintiffs;

WHEREAS, during the pendency of this action, the Loans were modified by, or at the request of, the Secretary, resulting in balances of \$0.00 and thus no money owed by Plaintiffs, as described in the October 2, 2019, Declaration of Cristin Bulman, attached as Exhibit A; therefore

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties and their counsel, that:

1. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), this action shall be and hereby is dismissed with prejudice and without costs or attorney’s fees to either party.
2. This Stipulation may be filed with the Clerk of Court without further notice to either party; and
3. This Stipulation may be signed in counterparts (including, without limitation, by PDF or facsimile), each of which will be deemed an original and all of which will be taken together and deemed one instrument.

New York, New York
October 3, 2019

NEW YORK LEGAL ASSISTANCE GROUP
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SO ORDERED:

HON. P. KEVIN CASTEL
UNITED STATES DISTRICT JUDGE

New York, New York
October 3, 2019

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Southern District of New York
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